

JOURNAL

OFFICE OF LEGISLATIVE COUNSEL

Friday - 17 March 1972

1. (Unclassified - JGO) Received a call from Mrs. Sykes, Office of Legislative Liaison, Department of State, who asked whether it was appropriate to refer questions concerning RFE/RL to the Agency. I told her no that these were matters now for handling by the Department since we have severed our ties as far as congressional and similar inquiries are concerned.

2. (Internal Use Only - JGO) I talked to Mr. Art Kuhl, Chief Clerk, Senate Foreign Relations Committee, who told me there have been no changes in the list of witnesses who have been invited to appear to testify on S. 2224, "To amend the National Security Act of 1947, as amended, to keep the Congress better informed on matters relating to foreign policy and national security by providing it with intelligence information obtained by the Central Intelligence Agency and with analysis of such information by such agency." I thanked Mr. Kuhl for his assistance.

25X1 3. (Internal Use Only - JGO) At the request of the Director's office, I talked to Mr. John A. McCone [] concerning the invitation he has received from the Foreign Relations Committee to appear as a witness on the Cooper bill, S. 2224, on Monday, 27 March, at 10:00 a.m. See Memorandum for the Record.

STATINTL 4. (Unclassified - RJK) Winslow Wheeler, on the staff of Senator Jacob Javits (R., N.Y.), called to ask for a biographic report on prominent [] I told him we would try to have something ready for him by Monday afternoon.

5. (Unclassified - LLM) Left for Homer Krout, Administrative Assistant to Representative Joel Broyhill (R., Va.), a suggested reply to close out correspondence from [] concerning the Phoenix Program. A note was left for Mr. Krout to give me a call if this did not satisfactorily resolve the problem.

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19. (Confidential - JMM) Mr. Pat Holt, Senate Foreign Relations Committee staff, called with some information about [redacted] a friend of Holt's who has been involved with the Cubans and has mysteriously disappeared. Holt wants this information checked out and WH Division will look into it.

25X1A

[redacted]
JOHN M. Maury
Legislative Counsel

cc:
ER
O/DDCI

[redacted]
Mr. Thuermer
Mr. Houston
DDI
DDS
DDS&T
EA/DDP
OPPB
Item 6 - Personnel

[redacted]

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13. (Unclassified - LLM) Libby Reynolds, in the office of Representative Jack Kemp (R., N. Y.), called to say that Mr. Kemp was very interested in visiting the Agency for a breakfast-briefing with a half dozen of his colleagues and suggested that we recommend about four dates, preferably on Tuesday through Thursday, to see what could be worked out.

25X1A 14. (Confidential - LLM) Based upon information provided by [redacted] FE Division, spoke with John Goldsmith, Senate Armed Services Committee staff, in response to his earlier call and gave him a short critique on D. E. Ronk's article in today's Post, "U.S. Seen Violating Ban in Laos."

25X1A 15. (Secret - LLM) [redacted] Office of Personnel, alerted us that Senator Philip Hart's (D., Mich.) Antitrust and Monopoly Legislation Subcommittee, Senate Judiciary Committee, had requested from [redacted]

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[redacted]
It was agreed that we would get a copy of the Subcommittee's request from [redacted]

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25X1A security problem, we would ask the Subcommittee staff to exempt our program from their inquiry. [redacted] was advised.

16. (Confidential - JMM) Received a call from Mr. Helgerson, USIA, who wanted unclassified data on the number of Communist Bloc information officers operating in Western Europe. SB Division is checking.

17. (Confidential - JMM) Mr. Lawrence Eagleburger, Deputy Assistant Secretary of Defense ISA, called to say Representative John Ashbrook is suing the Defense Department and Eagleburger personally, under the Freedom of Information Act to force publication of the Penkovskiy material. OGC is following up.

18. (Confidential - JMM) Dr. Herbert Scoville called to say he had a draft of the testimony he plans to give the Senate Foreign Relations Committee on 28 March and would be happy if we would look at it. We will pick it up and review it.

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11. (Internal Use Only - JGO) Met with Mrs. Dora McCracken, Staff Assistant, House Foreign Affairs Committee, and received a copy of the conference report to accompany S. 18, concerning grants to Radio Free Europe and Radio Liberty. Mrs. McCracken told me that the Committee staff as yet has heard nothing further concerning the alleged report on dope in Thailand which according to Jack Anderson is to be filed with the Committee by Representative Lester L. Wolff (D., N.Y.).

12. (Secret - JGO) Met with Mr. Arthur Kuhl, Chief Clerk, Senate Foreign Relations Committee, whom I had not seen since his return from his travels through the Far East and Europe with Senator Symington (D., Mo.). In brief, Mr. Kuhl told me that Senator Symington had excluded him and the military escort from all meetings with Agency personnel. The Senator, however, had seemed pleased with the treatment he received at the hands of the Agency.

13. (Secret - JGO) Met with Mr. John R. Blandford, Chief Counsel, House Armed Services Committee, and briefed him on the Soviet VTOL, the Foxbat Sinai overflight, and Chinese CSS-1 ground support equipment.

14. (Confidential - JGO) Met with Messrs. John Martiny and Robert Lockhart, House Post Office and Civil Service Committee staff, and reviewed with them the need for exemption for the Agency from Section 2 and 3 of H. R. 3807, a bill to amend Title 5 of the United States Code to establish and govern the Federal Executive Service and for other purposes. In discussion with Mr. Lockhart, after Mr. Martiny had to leave the meeting, he pointed out that this is an Administration bill and is scheduled for hearings starting with the Chairman of the Civil Service Commission on 28 March solely as a result of a request by the Administration for consideration of the measure. Mr. Lockhart pointed out that although he did foresee little difficulty in the Agency convincing a member of the Committee to introduce the appropriate amendments on our behalf during Committee consideration of the bill, he would recommend serious consideration of reviewing the matter with the Civil Service Commission before the Chairman's appearance on the 28th. Since the bill is an Administration one, a mere request by the Chairman of the Civil Service Commission during his presentation on the 28th for an amendment on the Agency's behalf could be expected to be adopted with minimum discussion. He noted that we might want to consider suggesting to the Commission that there are other agencies as well as ours among those granted specific exemption from Section 1 of the bill that probably should be exempt from Section 2 and 3. I thanked Mr. Lockhart for his advice and told him I would be back in touch the first of the week. [redacted] OGC and 25X1A [redacted] have been advised.

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5. (Confidential - JMM) Chet Cooper called to say he had been asked to testify before the Foreign Relations Committee on S.2224 (the Cooper bill which would require that intelligence information be freely available to the Congress). He is scheduled to appear on 28 March along with Pete Scoville and on the 30th, Carl Kaysen and Adam Yarmolinsky are scheduled to testify. Cooper says he is not in a position to be "the Agency's lawyer" in his testimony, and personally will find it difficult to argue against some NIEs being given to certain congressional leaders [redacted]

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[redacted] But he'd like to hear our side of the case before going to the Hill and, if we wish, he would be glad to float as trial balloons some proposals we think we could live with. He will welcome our comments.

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6. (Unclassified - JMM) Accompanied [redacted] in meetings with Senators Stennis (D., Miss.) and Margaret Smith (R., Maine), and had an opportunity to introduce him to Senators Ellender (D., La.), Young (R., N. Dak.) and Thurmond (R., S. C.). All were most cordial.

7. (Unclassified - JMM) Met with Representative Joe Evins (D., Tenn.) and gave him the Director's response to his letter to the Director of 18 February containing several critical questions about the Agency. In a lengthy conversation I tried to straighten Evins out on a number of misconceptions regarding the Agency's size, budget, mission, and involvements in such incidents as the Pueblo case. He said he was reassured, but insisted that his misconceptions were widely shared and discussed "throughout the House Cloakroom," largely because Chairman Mahon was so tight-lipped about all aspects of the Agency.

8. (Confidential - JMM) Left a message at the office of Representative Sikes (D., Fla.) that I had a highly classified paper on the foreign reaction to the President's China trip which I will bring over and show him at his convenience.

9. (Internal Use Only - JMM) In the absence of Chairman Hebert, I left with Frank Slatinshek, Assistant Chief Counsel, House Armed Services Committee, a draft letter to Representative Aspin (D., Wis.) with the request that Slatinshek show it to Hebert before we send it. Later Slatinshek called to say Hebert "thought the letter was great."

10. (Confidential - JMM) Mentioned to Senator John Stennis (D., Miss.) that the photographs he had asked us to handle for him were ready and I could bring them over any time. He asked me to show them to him personally. He asked me to make a date through his secretary.

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5. (Internal Use Only - LLM) Robert Horner, Chief Investigator, House Internal Security Committee, called and asked if we had any knowledge of the public nature of two documents the Committee had received from State on the World Assembly for Peace and Independence of the People of Indochina, explaining that State had not been able to give them an answer. The documents were a list of the 140 U. S. citizen attendees at the Assembly and a ten-page paper titled "Changing Conditions" which outlined a program for the Republican presidential convention at San Diego. I reminded Mr. Horner that we were not involved in internal security matters and that whatever information we would have would be passed on to the responsible Federal agency, but that I would check for him in view of the press of time. Later, based on advice [redacted] I told him that the list of U. S. citizens was a handout at the Assembly but that we had no information on the other paper. 25X1A

6. (Unclassified - LLM) Based on information received from OSR and OSI, advised Lisa Gerard, in the Office of Management and Budget, that the Agency had no objection to State's proposed report to ~~Chairman Fulbright~~ on S. Res. 230, calling for a moratorium on all nuclear testing. This was to close out a request from the Office of Management and Budget for our views.

7. (Unclassified - SMG) Mrs. Ong, in the office of Representative Glenn Anderson (D., Calif.), called and asked for a copy of the China Atlas. I told her that someone would drop it by.

8. (Unclassified - SMG) Mrs. Green, in the office of Senator Gaylord Nelson (D., Wis.), called and asked that employment brochures and application forms be sent directly to a constituent, [redacted] 25X1A

[redacted] Office of Personnel has been advised.

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5. (Secret - GLC) Met with Ed Braswell, Chief Counsel, Senate Armed Services Committee, and told him that we had talked with the Director about his (Braswell's) desire to get together with someone from the Agency to talk about funding of irregulars in Laos from the standpoint of payments through DOD or State. I said that the Director had discussed this matter with Senator Stennis and there wasn't much more we could add to this side of the issue except that the Agency had been directed to carry on the program. Braswell said he was not trying to make matters difficult for us but that he was following up on the Chairman's instructions to him to proceed to get the Agency out of the irregular program and merely wanted to find out from us whether we would prefer to see the payments to the irregulars made by Defense or State. As we discussed the subject further Braswell indicated the Chairman's principal aim was to avoid the transfer of funds from DOD to CIA at the Washington level but added they would also like to get the Agency out of the business of handling the money altogether unless our people were somehow detailed to the department having the responsibility for funding.

In the strictest confidence Braswell showed me a copy which he had of Senator Symington's letter of 1 March 1972 transmitting the Moose/Lowenstein report to Chairman Fulbright. Braswell was particularly interested in that part of the letter which referred to the lack of oversight over the Agency by either the CIA Subcommittee or the full Senate Armed Services Committee and recommending that Fulbright assert jurisdiction under section 407 of the Foreign Aid Authorization bill of 1972 (P.L. 92-226). I reminded Braswell of the discussion which took place on the floor of the Senate when Senator Stennis offered an amendment to this section which limited Foreign Relations' jurisdiction to those matters "within the jurisdiction of the Committee" and Fulbright's statement at the time that he had no intention to use the provisions of this section in matters within the jurisdiction of the Armed Services Committee.

I returned to Braswell the Committee's copy of the testimony of Nutter, Seignious, Brazier, and Sullivan before the Committee on 7 March. I told him I had made a copy of the transcript for the Director's review and said the Director and the rest of us very much appreciated having access to this transcript.

I briefed Braswell on a number of current intelligence developments. See Memorandum for the Record.

I talked briefly with Braswell about our interest in H. R. 9900, a bill which would amend the Internal Revenue Code to provide tax benefits for certain persons in a prisoner of war or missing status. This bill is pending before the Senate Finance Committee and Braswell suggested I talk with the Chief Counsel of that staff, Tom Vail.

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